

**SENATE—Tuesday, June 12, 2001**

The Senate met at 9:30 a.m. and was called to order by the President pro tempore [Mr. BYRD].

**PRAYER**

The Chaplain, Dr. Lloyd John Ogilvie, offered the following prayer:

God our Father, all Your attributes are summed up in Your goodness. It is the password for Your presence, the metonym for Your majesty, and the synonym for Your strength. Your goodness is generosity that You define. It is Your outrushing, unqualified love poured out in graciousness and compassion. You are good when circumstances seem bad. When we ask for Your help, Your goodness can bring what is best out of the most complicated problems.

Thank You for Your goodness given so lavishly to our Nation throughout our history. Today, again we turn to You for Your guidance for what is good for our country. Keep us grounded in Your sovereignty, rooted in Your commandments, and nurtured by the absolutes of Your truth and righteousness. May Your goodness always be the source of our Nation's greatness. In the name of our Lord and Saviour. Amen.

**PLEDGE OF ALLEGIANCE**

The Honorable ROBERT C. BYRD led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

**RESERVATION OF LEADER TIME**

The PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

**SCHEDULE**

Mr. REID. Mr. President, we will resume consideration of the education bill. Senators KENNEDY and GREGG will be the managers of the bill. First thing this morning we will consider Senator GREGG's amendment regarding vouchers. There is an agreed-upon 4 hours. The Senate will recess from 12:30 to 2:15 for the weekly party conferences. We expect to vote in relation to the Gregg amendment at approximately 3:15. On the disposition of the Gregg amendment, the Senate will consider the Carper amendment regarding public school choice under a 2-hour time agreement. We expect additional rollcall votes tonight and during the week.

I spoke to the majority leader a minute ago and he wants us to work tonight late. Everyone should understand

this bill will be finished this week. It doesn't matter what the people do to try to slow things down. We hope that is not the case. We will work until this bill is completed, whether it is Thursday, Friday, Saturday, Sunday. If necessary, we will go through the weekend. This bill will be completed. This is the eighth week we have been on this bill.

I ask that the time on the Gregg amendment start right now.

**BETTER EDUCATION FOR STUDENTS AND TEACHERS ACT**

The PRESIDENT pro tempore. Under the previous order, the Senate will resume consideration of S. 1, which the clerk will report.

The assistant legislative clerk read as follows:

A bill (S. 1) to extend programs and activities under the Elementary and Secondary Education Act of 1965.

**Pending:**

Jeffords amendment No. 358, in the nature of a substitute.

Kennedy (for Dodd) amendment No. 382 (to amendment No. 358), to remove the 21st century community learning center program from the list of programs covered by performance agreements.

Biden amendment No. 386 (to amendment No. 358), to establish school-based partnerships between local law enforcement agencies and local school systems, by providing school resource officers who operate in and around elementary and secondary schools.

Leahy (for Hatch) amendment No. 424 (to amendment No. 358), to provide for the establishment of additional Boys and Girls Clubs of America.

Helms amendment No. 574 (to amendment No. 358), to prohibit the use of Federal funds by any State or local educational agency or school that discriminates against the Boy Scouts of America in providing equal access to school premises or facilities.

Helms amendment No. 648 (to amendment No. 574), in the nature of a substitute.

Dorgan amendment No. 640 (to amendment No. 358), expressing the sense of the Senate that there should be established a joint committee of the Senate and House of Representatives to investigate the rapidly increasing energy prices across the country and to determine what is causing the increases.

Hutchinson modified amendment No. 555 (to amendment No. 358), to express the sense of the Senate regarding the Department of Education program to promote access of Armed Forces recruiters to student directory information.

Feinstein modified amendment No. 369 (to amendment No. 358), to specify the purposes for which funds provided under subpart 1 of part A of title I may be used.

Reed amendment No. 431 (to amendment No. 358), to provide for greater parental involvement.

Dodd/Biden further modified amendment No. 459 (to amendment No. 358), to provide

for the comparability of educational services available to elementary and secondary students within States.

Clinton modified amendment No. 516 (to amendment No. 358), to provide for the conduct of a study concerning the health and learning impacts of sick and dilapidated public school buildings on children and to establish the Healthy and High Performance Schools Program.

The PRESIDENT pro tempore. The Senator from Massachusetts is recognized.

Mr. KENNEDY. Mr. President, I understand the proponent of the amendment, Senator GREGG, will be here momentarily. I back up what our leaders have stated. We are interested in the completion of this legislation. We have been making progress in the disposition of amendments, but we have a number of our colleagues who have said they are not ready to call up their amendments. That might have been a reasonable comment a week ago or 4 weeks ago or 5 weeks ago, but it certainly is not now. We are going to move ahead. Regrettably, there are ways we can ultimately dispose of these amendments if we are put in that position.

What is completely unacceptable and completely unfair to our colleagues is the failure to bring these amendments up and to indicate to the floor managers a willingness to work through these amendments.

We are glad to have the votes when the votes are due. We are glad to debate amendments, discuss them, and accept them when we can. We are glad to cooperate in every way. We have received the strong direction from our leader saying we want disposition. This bill has been before the Senate for 8 weeks. Members have had an opportunity to study it, to read about it, to think about it, and work with their staffs. There is no further reason for delay. We will make every effort to dispose of the amendments in a timely way. We are prepared to work long and hard on these measures. We intend to accept the leader's challenge and complete the work this week.

Mr. REID. Mr. President, I ask unanimous consent the order for the quorum call be dispensed with.

The PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. REID. Mr. President, I ask unanimous consent the time that has been running against the amendment be charged equally against both sides. I am going to suggest the absence of a quorum and request the time be charged equally.

The PRESIDENT pro tempore. Is there objection?